

STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF INGHAM

COYNE OIL CORP.,
a Michigan Corporation,

Plaintiff,

v

File No. 05-1431-CE

Honorable Paula J.M. Manderfield

MICHIGAN DEPARTMENT OF
ENVIRONMENTAL QUALITY
and MICHIGAN UNDERGROUND
STORAGE TANK FINANCIAL
ASSURANCE FUND ADMINISTRATOR,

Defendants.

David B. Meyer (P23667)
Andrew Concannon (P49336)
Smith Bovill, PC
200 St. Andrews Road
Saginaw, MI 48638
(989) 792-9641
Attorney for Plaintiff

Celeste R. Gill (P52484)
Assistant Attorney General
Environment, Natural Resources
and Agriculture Division
P.O. Box 30755
Lansing, MI 48909
(517) 373-7540
Attorney for Defendants

STIPULATION AND ORDER FOR DISMISSAL

It is agreed by the Parties pursuant to the Settlement Agreement between the Parties dated December 27, 2006, that the Plaintiff, Coyne Oil Company, dismisses its claims against the Defendants, the Michigan Department of Environmental Quality and the Michigan Underground

Storage Tank Financial Assurance Fund Administrator. The case will be dismissed with prejudice upon entry of the attached Order by the Court.

By: *Celeste R. Gill* (38006) *lv*
Celeste R. Gill (P52484)
Assistant Attorney General
Environment, Natural Resources
and Agriculture Division
P.O. Box 30755
Lansing, MI 48909
(517) 373-7540
Attorney for Defendants
Dated: 12-27-06

By: *David B. Meyer*
David B. Meyer (P23667)
Andrew Concannon (P49336)
SMITH BOVILL, PC
200 St. Andrews Road
Saginaw, MI 48638
(989) 792-9641
Attorney for Plaintiff
Dated: 12-26-06

ORDER FOR DISMISSAL

At a session of said Court held in the City of Lansing, County of Ingham, State of Michigan, on the ~~27~~ DEC 27 of December, 2006.

PRESENT: HONORABLE PAULA J.M. MANDERFIELD
Circuit Court Judge

Upon reading and filing the attached Stipulation, and the Court being fully advised in the premises;

IT IS HEREBY ORDERED that Plaintiff's Complaint shall be dismissed with prejudice and each party shall bear its own costs and fees. This Order disposes of all claims between the Parties.

PAULA J.M. MANDERFIELD

Honorable Paula J.M. Manderfield
Circuit Court Judge